

## AN ORDINANCE 100059

**AMENDING CHAPTER 35 OF THE CITY CODE THAT CONSTITUTES THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO BY CHANGING THE CLASSIFICATION OF AND REZONING CERTAIN PROPERTY DESCRIBED HEREIN.**

\* \* \* \* \*

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** Section 35-304 of the Unified Development Code which is Chapter 35 of the City Code and constitutes the comprehensive zoning ordinance of the City of San Antonio is hereby amended so that it shall hereafter include the following described changes of classification and the rezoning of the hereinafter designated property to-wit:

**CASE NO. Z2004233 C**

The rezoning and reclassification of property from "R-4" Residential Single-Family District to "C-2 NA C" Commercial District, Nonalcoholic Sales with a Conditional Use for outside storage of materials on the property listed as follows:

Lot 49 and Lot 50, Block 15, NCB 8996

**SECTION 2.** The City Council finds as follows: (1). Such use will not be contrary to the public interest. (2). Such use will not substantially nor permanently injure the appropriate use of adjacent conforming property in the same district. (3). Such use will be in harmony with the spirit and purpose as set forth in Section 35-422, "Conditional Zoning" of the Unified Development Code. (4). The use will not substantially weaken the general purposes or the regulations as set forth in Section 35-422, "Conditional Zoning" of the Unified Development Code. (5). The use will not adversely affect the public health, safety and welfare.

**SECTION 3.** The City Council approves this Conditional Use Permit so long as the following conditions are met:

- a.) A Type B buffer (15 feet) as stated in Article V, Division 3, Section 35-510 shall be maintained, adjacent to the residential zoning.
- b.) Outdoor storage areas shall be screened from the public street view and adjacent residence to a height of at least six feet (6') as stated in Article V, Division 6, Section 35-525.

**SECTION 4.** All other provisions of Chapter 35, as amended, shall remain in full force and effect, including the penalties for violations as made and provided in Section 35-491.

**SECTION 5.** The Director of Planning shall change the zoning records and maps in accordance herewith and the same shall be available and open to the public for inspection.

**SECTION 6.** This ordinance shall become effective immediately upon passage if passed by eight or more votes otherwise this ordinance shall become effective December 19, 2004.

**SECTION 7.** This Ordinance is not severable.

**PASSED AND APPROVED** this 9<sup>th</sup> day of December, 2004.




M A Y O R

EDWARD D. GARZA

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
CITY ATTORNEY

# Agenda Voting Results

**Name:** 4Q.

**Date:** 12/09/04

**Time:** 03:26:22 PM

**Vote Type:** Multiple selection

**Description:** ZONING CASE NUMBER Z2004233 C: The request of Joel R. Valencia (JRV Steel Fabricators), Applicant, for Aurora R. Valencia, Owner(s), for a change in zoning from "R-4" Residential Single-Family District to "C-2NA" C Commercial District, Nonalcoholic Sales with a conditional use for outside storage of materials on Lot 49 and Lot 50, Block 15, NCB 8996, 247 Hobart Street. Staff's recommendation was for approval. Zoning Commission has recommended approval with the following conditions: 1) A Type B buffer (15 feet) as stated in Article V, Division 3, Section 35-510 shall be maintained, adjacent to the residential zoning; and 2) Outdoor storage areas shall be screened from the public street view and adjacent residence to a height of at least six feet (6') as stated in Article V, Division 6, Section 35-525. (Council District 6)

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
JOEL WILLIAMS	DISTRICT 2	Not present			
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10	Not present			
MAYOR ED GARZA	MAYOR		x		